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May 10, 2016

**BY ECF**

Hon. Pamela K. Chen  
United States District Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: Rodney Marshall v. City of New York, et al.,  
15-cv-6096-PKC-JO

Your Honor:

I am an Assistant Corporation Counsel in the Office of Zachary W. Carter and the attorney assigned to the defense of the above-referenced matter. Defendant writes, in accordance with this Court's Order dated May 6, 2016, to withdraw its request for leave to file a motion to dismiss pursuant to Rule 12(b)(6).

Defendant thanks the Court for its time.

Respectfully submitted,

  
Shira Siskind

cc: Magistrate Judge James Orenstein (by ECF)

Gabriel Harvis, Esq. (by ECF)  
*Attorney for Plaintiff*